

REWRITTEN CLAIMS IN CLEAN FORM

Please amend Claim 26 as follows:

26. (Amended) A kit comprising:

a closure device; and

instructions for use setting forth a method comprising:

positioning a closure instrument through a percutaneous passage into a

pericardial space beneath the rib cage, over an epicardial surface, and adjacent to the left atrial appendage, without passing through the pleural space; and

closing the left atrial appendage using the closure instrument.

REMARKS

This application is a divisional application based on Serial No. 09/315,601, filed May 20, 1999. A restriction requirement was entered in the parent application and applicant elected claims 1-9 and 26-28 and cancelled claims 10-25 as drawn to a non-elected invention. Claim 26 also was cancelled. The present application is filed to prosecute claims 10-25 and 26. Accordingly, claims 1-9 and 27-28 are cancelled herein.

Respectfully submitted,



Gary W. McFarron
Reg. No. 27,357

COOK, ALEX, McFARRON, MANZO,
CUMMINGS & MEHLER, LTD.,
200 West Adams Street
Suite 2850
Chicago, IL 60606
Phone: (312) 236-8500
Fax: (312) 726-9756